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TRADEMARK OFFICE EMPLOYEE.**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Jestin et al.
Title: CIRCOVIRUS SEQUENCES ASSOCIATED
WITH PIGLET WEIGHT LOSS DISEASE
(PWD)
Appl. No.: 09/514,245
Filing Date: 02/28/2000
Examiner: Ali Reza Salimi
Art Unit: 1648

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**PETITION UNDER 37 CFR 1.59(b) TO EXPUNGE INFORMATION
SUBMITTED UNDER MPEP § 724.02**

Hand Carry to
Technology Center 1600, Group Art Unit 1648
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

This petition under 37 CFR § 1.59(b) requests to expunge information concurrently submitted under MPEP § 724.02. Return of information that was originally submitted to the Office under MPEP § 724.02 is appropriate when the petitioner complies with items (A)-(E) of MPEP § 724.05, paragraph I, and the Examiner or other appropriate Office

official who is responsible for considering the information has determined that the

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information is not important to a reasonable examiner in deciding whether to allow the application, i.e., the information is not material to patentability.

Items (A)-(E) of MPEP § 724.05 are enumerated below:

(A) The information to be expunged is as follows:

(1) PROPRIETARY SUPPLEMENTAL INFORMATION

DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R.

§ 1.97(b) and MPEP § 724.02 (3 pages, filed June 4, 2003);

and

(2) EXHIBITS 1-2 (8 and 9 pages, respectively), as

identified in item (1).

(B) The information to be expunged is proprietary material, and the information has not been otherwise made public.

(C) Petitioner will retain the information to be expunged for the period of any patent with regard to which the information is submitted.

(D) The petition to expunge is being submitted on behalf of the party in interest who originally submitted the information.


(E) The \$130 fee of 37 CFR § 1.17(h) for a petition under 37 CFR § 1.59(b) is included with the attached check.

If the Examiner or other appropriate Office official who is responsible for considering the information determines that the information is *not* important to a reasonable examiner in deciding on patentability, then this petition to expunge the information should be granted. MPEP § 724.05. As a result, the proprietary information should be returned.

If there is any additional fee due in connection with the filing of this paper not included herewith, please charge the fee to our Deposit Account No. 19-0741.

Respectfully submitted,

Date 6/4/3

By  (45,943)
For

FOLEY & LARDNER

Customer Number: 22428



22428

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Registration No. 35,264

Should additional fees be necessary in connection with the filing of this paper, or if a petition for extension of time is required for timely acceptance of same, the Commissioner is hereby authorized to charge Deposit Account No. 19-0741 for any such fees; and applicant(s) hereby petition for any needed extension of time.